



# CITY OF LODI COUNCIL COMMUNICATION

**AGENDA TITLE:** Public Hearing to Consider Resolution Modifying Transit Budget and Authorizing City Manager to Implement Modifications

**MEETING DATE:** October 21, 2009

**PREPARED BY:** Public Works Director

**RECOMMENDED ACTION:** Conduct a public hearing to consider a resolution modifying the Transit budget and authorizing the City Manager to implement the modifications.

**BACKGROUND INFORMATION:** As a result of recent actions related to adoption of the California State Budget, San Joaquin County Council of Governments staff has instructed local transit operators to reduce their Fiscal Year 2009/10 Transportation Development Act (TDA) revenue estimates by 20 percent. Federal revenue levels will remain the same as in the previous fiscal year. As a result, Lodi Transit revenues are expected to be \$443,775 less than projected in the current budget.

Transit service costs overall have been operating at lower than the budgeted level for the first four months of this fiscal year. As a result, operations costs through October are on track to come in approximately \$70,000 below budget estimates. It is estimated the recommended service modifications will result in additional operation savings of approximately \$50,000. This leaves a remaining projected deficit of \$323,775 (\$443,775 - \$70,000 - \$50,000) that must be offset by service reductions over the next eight months. It is crucial that quick action be taken to implement changes by November 1, 2009, in order to minimize the severity of service reductions.

There are no undesignated reserves within the Transit Fund available for operations. An alternative to service reductions is to use General Fund revenues to cover all or part of the projected deficit. This is not a recommended alternative. Exhibit A provides the projected revenues, expenditures, and financial statistics for Fiscal Year 2009/10. The subsidy per passenger on the Fixed Route service is \$4.17 per passenger and \$21.08 per passenger on Dial-A-Ride/NineLine service.

A series of public meetings has been held to inform the public about the pending service changes. Notices for the meetings have been posted on all transit buses, bus shelters, Lodi Station, LOEL Senior Center, and Hutchins Street Square and published in the *Lodi News Sentinel* and *Stockton Record*. In addition, a public outreach effort solicited feedback from transit passengers regarding the service modifications. The results of the public meetings and public outreach will be presented to City Council at the Public Hearing.

The transit contract with MV Transportation requires that the City purchase a minimum of 40,000 revenue hours but no more than 50,000 revenue hours per year. Without any service modifications, this year's transit services are on course to operate at approximately 44,000 revenue hours. Lowering the transit

APPROVED:   
Blair King, City Manager

services to the minimum operating level of 40,000 revenue hours generates only another \$120,000 in additional cost savings. **As** a result, contract renegotiation is required to address the projected deficit.

Contract renegotiation involves the resetting of fixed cost and revenue hour payments to MV Transportation that are determined by the mix of transit services, hours of operation, and days of operation. The attached draft contract amendment (Exhibit B) resets the range of revenue hours, the fixed costs, and the price per revenue hour. All other provisions of the existing contract remain in place.

Staff diligently worked to evaluate several transit service scenarios that provide the most service to the most riders while providing a \$323,775 cost reduction over the next eight months. The primary objectives included: 1) maintaining as many of the routes as possible, 2) affecting the fewest number of riders as possible, 3) addressing passenger input, and 4) reducing costs.

Currently, the transit service operates as follows:

### **Current Service**

Dial-A-Ride/VineLine Same Day Service	All Days	All Dial-A-Ride operating hours
Fixed Route (5 routes)	Monday through Friday	6:15 a.m. – 6:54 p.m.
Dial-A-Ride/VineLine	Monday through Friday	6:15 a.m. – 9:00 p.m.
Fixed Route (4 routes)	Saturday and Sunday	7:45 a.m. – 3:09 p.m.
Dial-A-Ride/VineLine	Saturday	7:45 a.m. – 6:00 p.m.
Dial-A-Ride/VineLine	Sunday	7:45 a.m. – 4:00 p.m.
Express Route (3 routes)	Monday through Friday	6:10 a.m. – 7:40 a.m. and 2:15 a.m. – 3:40 p.m.
All Transit Services	7 holidays (New Year's Day, President's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, and Christmas Day)	No Service

### **Current Fares**

Fares to ride Fixed and Express Routes are \$1.00 for general public and \$0.50 for Seniors/Disabled/Medicare. With reservations, fares on Dial-A-Ride/VineLine are \$5.00 for general public and \$1.50 for Seniors/Disabled/Medicare. Without reservations or "Same Day Service" on Dial-A-Ride, fares are \$10.00 for general public and \$3.00 for Seniors/Disabled/Medicare. It costs passengers \$1.00 more to ride outside the City limits (specifically, Woodbridge or Arbor Mobile Home Park in Acampo per contract).

### **Alternatives**

At the October 6<sup>th</sup> Shirtsleeve Session, staff presented the following Alternative A. This alternative has been very slightly modified to match the times with current schedules. Also, the Dial-A-Ride/VineLine

hours have been matched to the Express Route schedules in order to meet federal requirements for ADA paratransit:

### **Alternative A**

Dial-A-Ride/VineLine Same Day Service	All Days	Not Available
Fixed Route (5 routes)	Monday through Friday	7:45 a.m. – 5:20 p.m.
Express Route (3 routes)	Monday through Friday	6:10 a.m. – 7:40 a.m. and 2:15 a.m. – 3:40 pm
Fixed Route (4 routes)	Saturday and Sunday	No Service
Dial-A-Ride/VineLine	Monday through Friday	6:10 a.m. – 5:20 p.m.
Dial-A-Ride/VineLine	Saturday and Sunday	No Service
All Transit Services	10 holidays and 8 furlough days	No Service

Based on MV Transportation's funding model, the cost savings under Alternative A for the remaining eight months is \$438,400. The total estimated revenue hours for Alternative A is 33,100 hours.

At the Shirtsleeve Session, City Council suggested operating longer hours during the weekday to accommodate commuters (8 a.m. to 6 p.m.) and providing Saturday service (9 a.m. to 4 p.m.). Again, utilizing the current bus schedule Alternative B was developed and includes the following services:

### **Alternative B**

Dial-A-Ride/VineLine Same Day Service	All Days	Not Available
Fixed Route (5 routes)	Monday through Friday	7:45 a.m. – 6:10 p.m.
Express Route (3 routes)	Monday through Friday	6:10 a.m. – 7:40 a.m. and 2:15 a.m. – 3:40 p.m.
Fixed Route (4 routes)	Saturday	9:15 a.m. – 3:08 p.m.
Fixed Route (4 routes)	Sunday	No Service
Dial-A-Ride/VineLine	Monday through Friday	6:10 a.m. – 6:10 p.m.
Dial-A-Ride/VineLine	Saturday	9:15 a.m. – 3:08 p.m.
Dial-A-Ride/VineLine	Sunday	No Service
All Transit Services	9 holidays (Nov. 25 & Dec. 24 added)	No Service

Based on MV Transportation's funding model, the cost savings under Alternative B for the remaining eight months is \$333,100. The total estimated revenue hours for Alternative B is 36,900 hours.

The primary concern with any service modification is the number of passengers affected by the change. To summarize the number of affected passengers, Exhibit C presents the passenger statistics on an annual and daily basis for specific times and services.

It is staffs objective to have the Council provide specific direction on the level of transit service and authorize the City Manager to negotiate and execute an amended contract with MV Transportation based

on Council approved level of transit service. This allows service changes to be implemented by November 1, 2009. Delays in implementing operating cost savings measures will result in more service cuts over a shorter period of time.

At the Shirtsleeve Session, the City Manager briefly discussed utilizing American Recovery and Reinvestment Act (ARRA) funds. Based on discussions with San Joaquin Council of Governments staff, it is uncertain if we can amend the current ARRA capital transit grant prior to the end of the fiscal year. If this were possible, there might up to \$150,000 available for transit operations.

**FISCAL IMPACT:** The transit service modifications will allow the City of Lodi to use available TDA, FTA, Measure K, transit fares, and other revenues to pay for transit operations for FY 2009/10.

**FUNDING AVAILABLE:** No General Fund revenues are needed to cover the projected deficit for proposed service modifications.

  
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F. Wally Sandelin  
Public Works Director

Prepared by Paula J. Fernandez, Transit Manager/Senior Traffic Engineer

FWS/PJF/pmf

Attachments

## Exhibit A

### **Budget Information:**

Revenues	\$3,034,170
Expenditures	<u>- 3,477,945</u>
Funding Shortfall	\$443,775
Operations Savings (4 mos)	<u>- 70,000</u>
Operations Savings (Nov – June)	<u>- 50,000</u>
<b>Projected Deficit</b>	<b>\$343,775</b>

### **Financial Statistics:**

#### Operating Cost per Passenger

Fixed Route = \$4.84 per passenger

DAR/VineLine = \$22.65 per passenger

#### Farebox Recovery per Passenger

Fixed Route = \$0.67 per passenger

DAR/VineLine = \$1.57 per passenger

#### Subsidy per passenger

Fixed Route = \$4.17 per passenger

DAR/VineLine = \$21.08 per passenger

## **Exhibit B**

The Draft MV Transportation Contract Amendment will be presented to City Council as a Blue Sheet at the Public Hearing.

# PASSENGER USAGE OF TRANSIT SERVICE

Exhibit C

Service	TIME	ANNUAL	AVERAGE DAILY
Dial-A-Ride/VineLine Same Day Service:	NA	14,818	48 (M-F) 22 (Sat) 20 (Sun)
Fixed Route: Monday-Friday	6:10 am – 7:45 am	53,081	251
Fixed Route: Monday-Friday	7:45 am – 6:10 pm	168,124	795
Fixed Route: Monday-Friday	6:10 pm – 6:54 pm	1,057	5
<b>Current (Fixed Route/Express) Weekday Service:</b>	<b>6:10 am – 6:54 pm</b>	<b>222,262</b>	<b>1,051</b>
Fixed Route: Saturday	7:45 am – 9:15 am	2,000	35
Fixed Route: Saturday	9:15 am – 3:09 pm	9,143	160
<b>Current (Fixed Route/Express) Saturday Service:</b>	<b>7:45 am – 3:09 pm</b>	<b>11,143</b>	<b>195</b>
Fixed Route: Sunday	7:45 am – 9:15 am	864	17
Fixed Route: Sunday	9:15 am – 3:09 pm	7,822	154
<b>Current (Fixed Route/Express) Sunday Service:</b>	<b>7:45 am – 3:09 pm</b>	<b>8,686</b>	<b>171</b>
Alternative A			
DAR/VineLine: Monday-Friday	6:15 am – 5:20 pm	42,173	160
DAR/VineLine: Monday-Friday	5:20 pm – 9:00 pm	2,899	11
<b>Current (DAR/VineLine) Weekday Service:</b>	<b>6:15 am – 9:00 pm</b>	<b>45,072</b>	<b>171</b>
Alternative B			
DAR/VineLine: Monday-Friday	6:15 am – 6:10 pm	42,436	161
DAR/VineLine: Monday-Friday	6:10 pm – 9:00 pm	2,636	10
<b>Current (DAR/VineLine) Weekday Service:</b>	<b>6:15 am – 9:00 pm</b>	<b>45,072</b>	<b>171</b>
Alternative B			
DAR/VineLine: Saturday	7:45 am – 9:15 am	1,128	21
DAR/VineLine: Saturday	9:15 am – 3:09 pm	2,686	50
DAR/VineLine: Saturday	3:09 pm – 6:00 pm	484	9
<b>Current (DAR/VL) Saturday Service:</b>	<b>7:45 am – 6:00 pm</b>	<b>4,298</b>	<b>80</b>
DAR/VineLine: Sunday	7:45 am – 9:15 am	710	14
DAR/VineLine: Sunday	9:15 am – 3:09 pm	2,739	54
DAR/VineLine: Sunday	3:09 pm – 4:00 pm	102	2
<b>Current (DAR/VL) Sunday Service:</b>	<b>7:45 am – 4:00 pm</b>	<b>3,551</b>	<b>70</b>
All Services: Holiday – Friday after Thanksgiving Day (2008 data)	NA	NA	302
All Services: Holiday – Christmas Eve (2008 data)	NA	NA	190

RESOLUTION NO. 2009-147

A RESOLUTION OF THE LODI CITY COUNCIL MODIFYING  
THE TRANSIT BUDGET AND AUTHORIZING THE CITY  
MANAGER TO IMPLEMENT THE MODIFICATIONS

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Dial-A-Ride/VineLine Same Day Service	All Days	Not Available
Fixed Route (5 routes)	Monday through Friday	7:45 a.m. – 6:10 p.m.
Express Route (3 routes)	Monday through Friday	6:10 a.m. – 7:40 a.m. and 2:15 a.m. – 3:40 p.m.
Fixed Route (4 routes)	Saturday	9:15 a.m. – 3:08 p.m.
Fixed Route (4 routes)	Sunday	No Service
Dial-A-Ride/VineLine	Monday through Friday	6:10 a.m. – 6:10 p.m.
Dial-A-Ride/VineLine	Saturday	9:15 a.m. – 3:08 p.m.
Dial-A-Ride/VineLine	Sunday	No Service
All Transit Services	9 holidays (Nov. 27 & Dec. 24 added)	No Service



Dated: October 21, 2009

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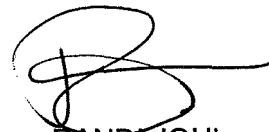
I hereby certify that Resolution No. 2009-147 was passed and adopted by the City Council of the City of Lodi in a regular meeting held October 21, 2009, by the following vote:

AYES: COUNCIL MEMBERS – Hitchcock, Katzakian, and Mayor Hansen

NOES: COUNCIL MEMBERS – Johnson and Mounce

ABSENT: COUNCIL MEMBERS – None

ABSTAIN: COUNCIL MEMBERS – None

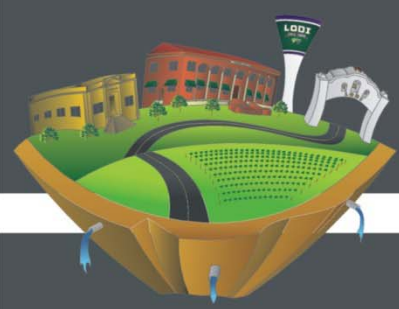


RANDI JOHL  
City Clerk

The City of Lodi  
**Public Works**  
Transportation Division

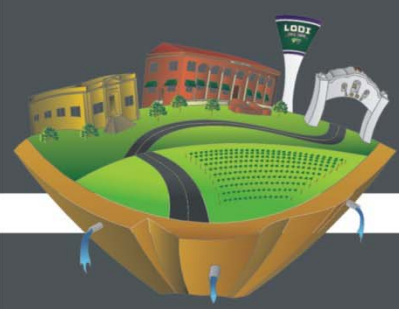


Item I – 1 Public Hearing  
Transit Service Modifications



- Issue
- Ridership Statistics
- Current Service & Financials
- Alternatives
- Rider Surveys
- Passenger Usage Data

# Issue



Revenues	\$3,034,170
Expenditures	<u>- 3,477,945</u>
Funding Shortfall	\$443,775
Operations Savings (Jul - Oct)	- 70,000
Operations Savings (Nov – Jun)	<u>- 50,000</u>
Projected Deficit	\$323,775



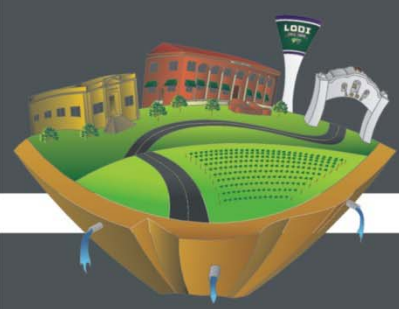
# Ridership Statistics

Total Ridership (FY 08/09)			
		Passengers	
Weekday	Fixed Route	182,201	62%
Weekday	Express	40,061	13%
Weekday	DAR/VineLine	45,072	15%
Sat	Fixed Route	11,143	4%
Sun	Fixed Route	8,686	3%
Sat	DAR/VineLine	4,298	2%
Sun	DAR/VineLine	3,551	1%
	<b>Total</b>	<b>295,012</b>	<b>100%</b>



# Current Service

Service	Period	Route	Time
Fixed Route	Mon - Fri	1, 2, 3, 4, 5	6:15 AM - 6:54 PM
Fixed Route	Sat	30, 31, 32, 33	7:45 AM - 3:09 PM
Fixed Route	Sun	30, 31, 32, 33	7:45 AM - 3:09 PM
Express	Mon - Fri	1, 2, 6	6:10 AM - 7:40 AM 2:25 PM - 3:40 PM
DAR/VineLine	Mon - Fri	N/A	6:15 AM - 9:00 PM
DAR/VineLine	Sat	N/A	7:45 AM - 6:00 PM
DAR/VineLine	Sun	N/A	7:45 AM - 4:00 PM



# Financial Statistics

- Operating Cost per Passenger
  - Fixed Route/Express = \$4.84
  - DAR/VineLine = \$22.65
- Farebox Recovery per Passenger
  - Fixed Route/Express = \$ .67
  - DAR/VineLine = \$1.57
- Subsidy per Passenger
  - Fixed Route = \$4.17
  - DAR/VineLine = \$21.08



# Alternative A (\$438,400)

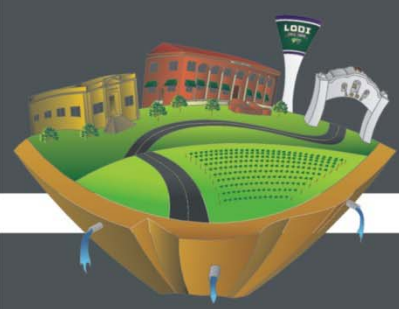
Dial-A-Ride/VineLine Same Day Service	All Days	Not Available
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Express Route (3 routes)	Monday through Friday	6:10 a.m. – 7:40 a.m. and 2:15 p.m. – 3:40 p.m.
Fixed Route (4 routes)	Saturday and Sunday	No Service
Dial-A-Ride/VineLine	Monday through Friday	6:10 a.m. – 5:20 p.m.
Dial-A-Ride/VineLine	Saturday and Sunday	No Service
All Transit Services	10 holidays and 8 furlough days	No Service





# Alternative B (\$333,100)

Dial-A-Ride/VineLine Same Day Service	All Days	Not Available
Fixed Route (5 routes)	Monday through Friday	7:45 a.m. – 6:10 p.m.
Express Route (3 routes)	Monday through Friday	6:10 a.m. – 7:40 a.m. and 2:15 p.m. – 3:40 p.m.
Fixed Route (4 routes)	Saturday	9:15 a.m. – 3:08 p.m.
Fixed Route (4 routes)	Sunday	No Service
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Dial-A-Ride/VineLine	Saturday	9:15 a.m. – 3:08 p.m.
Dial-A-Ride/VineLine	Sunday	No Service
All Transit Services	9 holidays (Nov. 25 & Dec. 24 added)	No Service



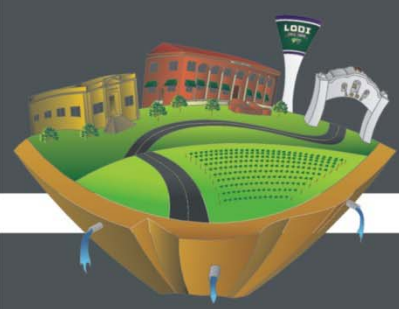
# Rider Surveys

- ✓ Public Meetings – LOEL Center & Senior Commission
- ✓ Fixed Route Rides
- ✓ DAR/VineLine Rides
- ✓ Lodi Station Interviews
- ✓ Phone Interviews



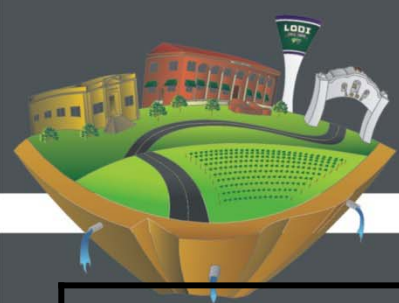
# Survey Results (133)

Question	Acceptable	Unacceptable	Not Applicable
Eliminate Same Day Service DAR/VL	37	16	80
Reduce Fixed Route Service 7:45am – 6:10pm	97	13	23
Reduce DAR/VL 7:45am – 6:10pm	43	14	76
Eliminate All Sunday Services	67	62	4
Reduce All Saturday Services 9:15am – 3:08pm	117	6	10
Maintain Express Route Services	10	1	122



# Passenger Usage

Fixed Route: M – F 6:10am – 7:45am	102 of 1,051
Express Route: M – F	149 of 1,051
Fixed Route: M – F 6:10pm – 6:54pm	5 of 1,051



# Passenger Usage

DAR/VineLine: M – F  
6:10pm – 9:00pm

10 of 171

DAR/VineLine: Saturday  
7:45am – 9:15am

21 of 80

DAR/VineLine: Saturday  
3:09pm – 6:00pm

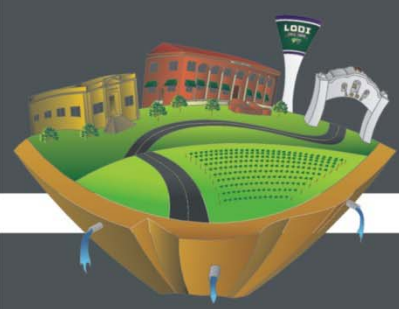
9 of 80

Dial-A-Ride: Same Day  
Service

M - F: 48 of 171  
Saturday: 22 of 80  
Sunday: 20 of 70

# Action

- 
- Conduct Public Hearing
  - Consider Resolution Modifying Transit Service and Authorizing City Manager to Implement Modifications



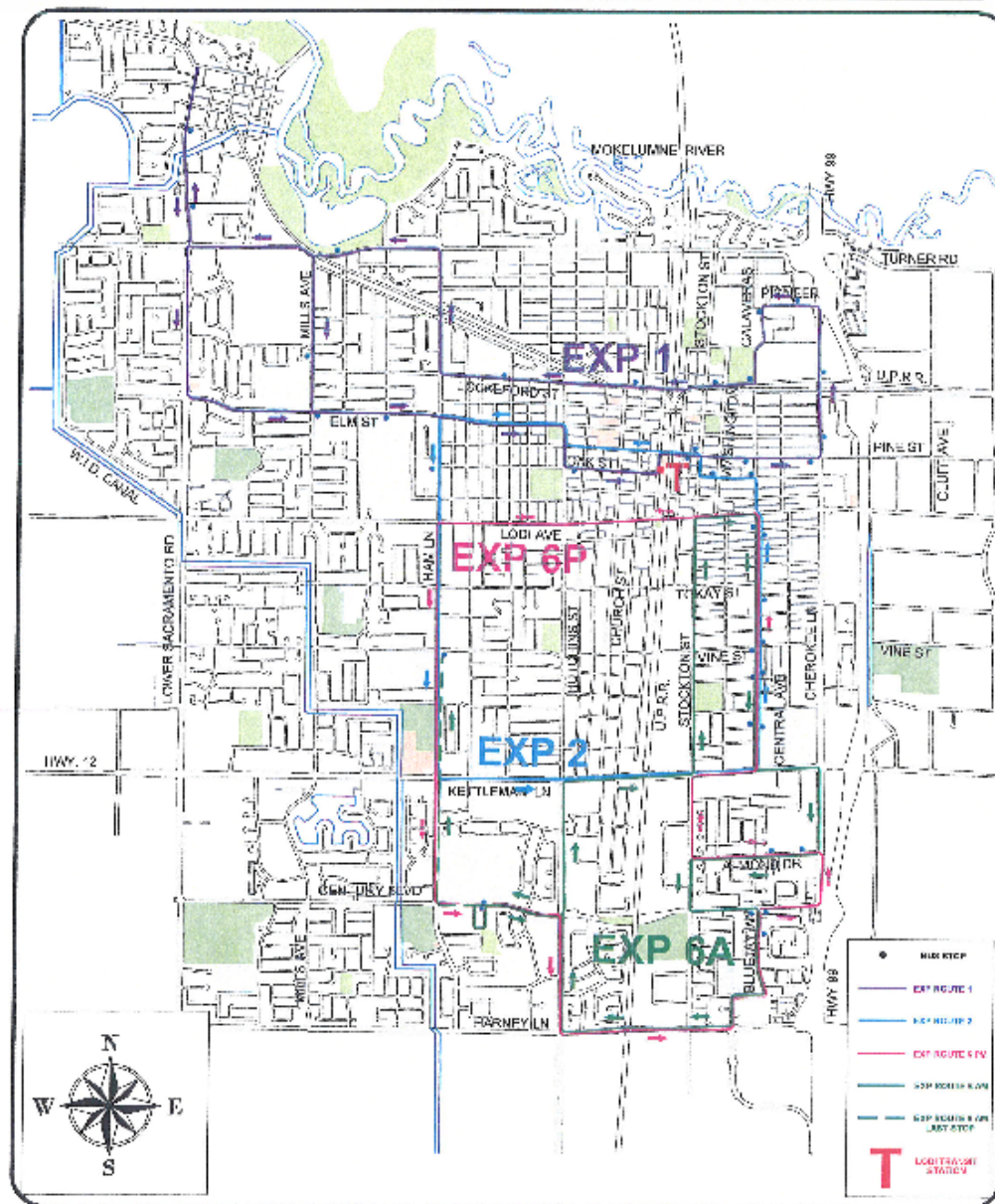
# Questions?



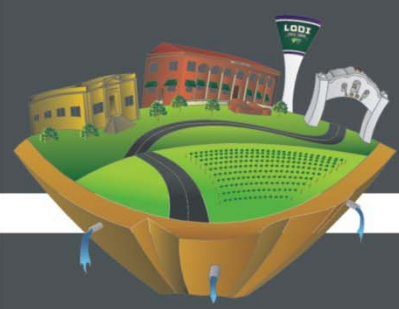
# CITY OF LODI

PUBLIC WORKS DEPARTMENT

## GRAPELINE EXPRESS BUS ROUTES





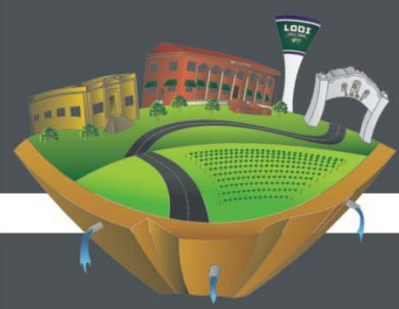


# Ridership by Time Of Day

- Boarding Survey (9/15/09, 9/19/09, 9/20/09)

	Most Popular	Least Popular
Weekday Fixed	2:05-2:55 1:15-2:05	6:15-7:00 3:45-4:35
Saturday Fixed	12:15-1:00	2:30-3:10
Sunday Sunday	12:15-1:00	7:45-8:30

# Revenue Sources



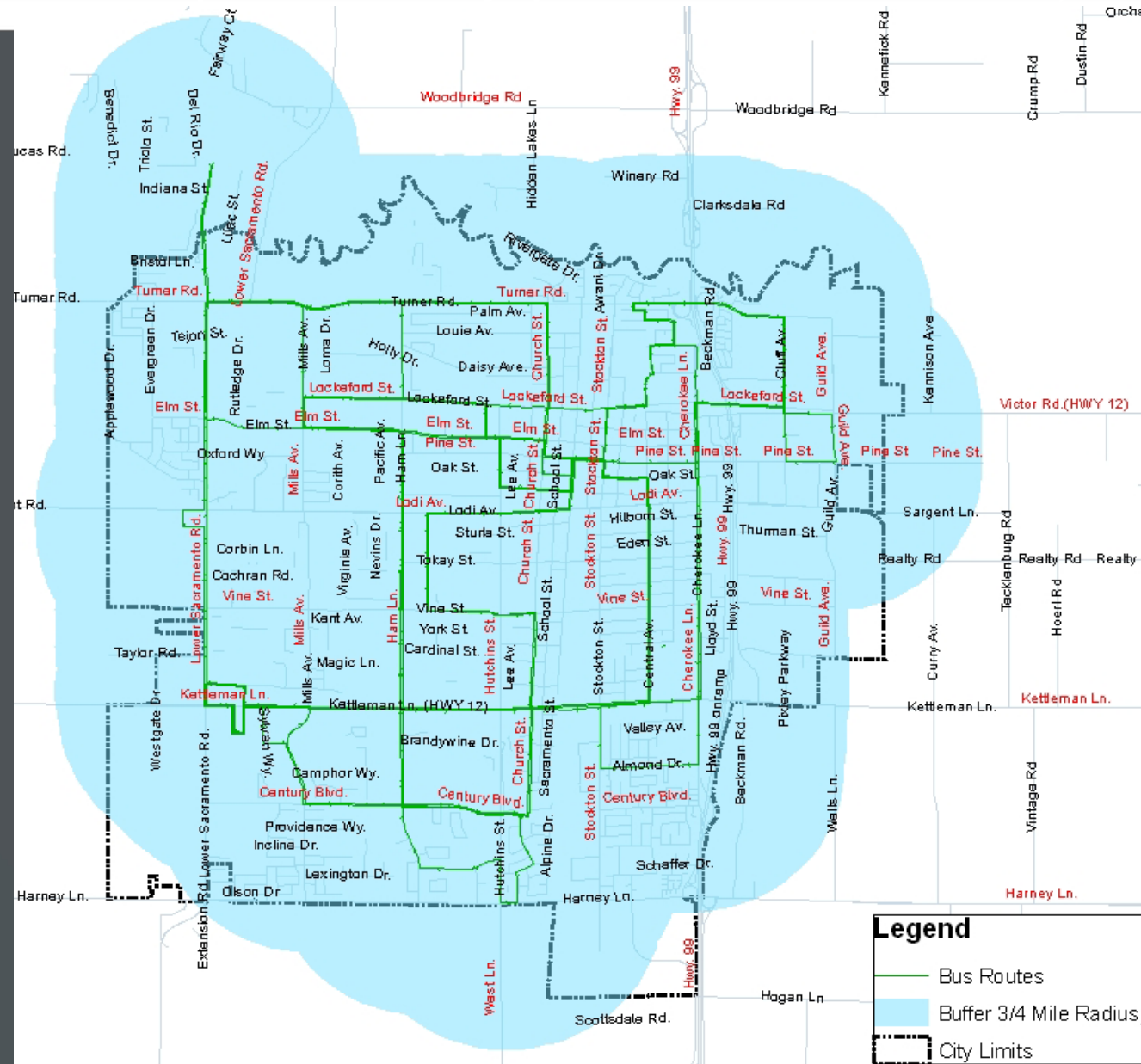
	FY 09/10 BUDGET	REVISED BUDGET
TDA	\$1,876,800	\$1,422,123
FTA	\$1,232,811	\$1,217,047
Measure K Fares	\$123,420	\$120,000
Fares and Other Revenue	\$358,000	\$275,000
TOTAL	\$3,591,031	\$3,034,170

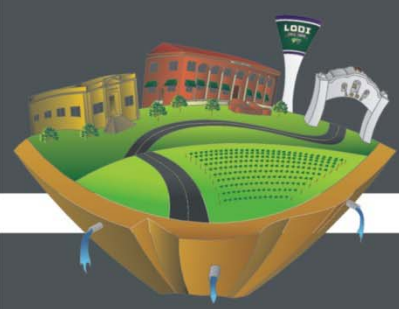
# VineLine

(ADA complementary paratransit service)



- Serve:
  - ADA Certified passengers
- Service area:
  - $\frac{3}{4}$  mile surrounding Fixed Route (federal requirement)
- VineVineLine reservations **required** previous day (minimum)
- Reservations taken:
  - Any time

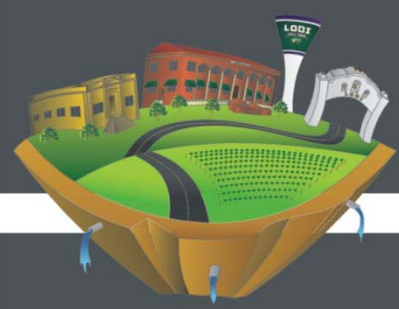




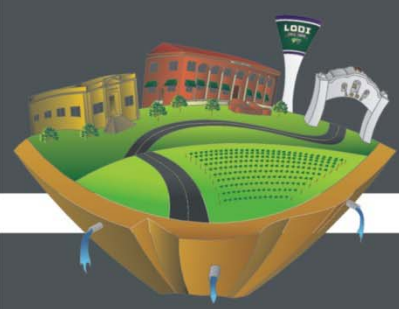
# Fixed Route

- Five Fixed Routes (weekday)
- Three Express Routes
- Four Weekend Routes
- Fares:           \$1.00 (General Public)  
                      \$0.50 (Seniors/disabled/medicare)  
                      Children age 4 and under (two free per fare-paying passenger)
- Monthly Pass:   \$35.00 (General Public)  
                              \$17.50 (Seniors/disabled/medicare)
- Operating Hours:   M-F   6:15 am – 6:54 pm  
                                      Sat/Sun   7:45 am – 3:09 pm
- All vehicles equipped with lifts

# Dial-A-Ride

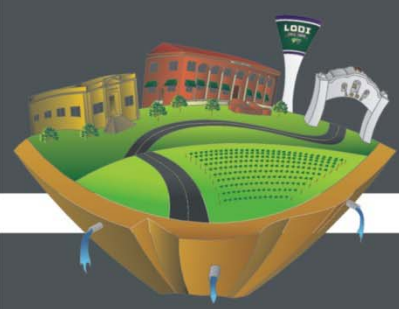


- Who do we serve?
  - General Public including seniors/disabled/medicare passengers
  - VineLine ADA Certified passengers
- What is the service area?
  - within Lodi City limits
  - unincorporated areas of Woodbridge
  - Arbor Mobile Home Park in Acampo
- Dial-A-Ride is door-to-door and shared ride transit service
- All vehicles equipped with lifts



# Dial-A-Ride (cont.)

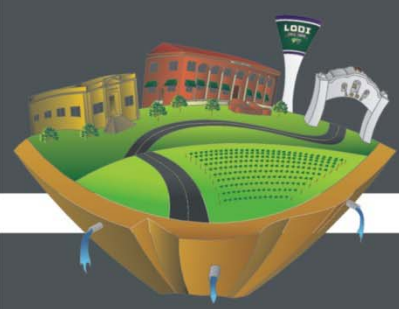
- Fares (reservations): \$5.00 General Public  
\$1.50 Seniors/disabled/medicare
- Fares (same-day service): \$10.00 General Public  
\$3.00 Seniors/disabled/medicare
- Reservations taken: M-F 8 am - 5 pm  
Sat 8 am - 4 pm  
Sun 8 am - 2 pm
- Hours of Operation: M-F 8 am - 9 pm  
6:15 am – 9 pm (with reservations)  
Sat 8 am - 5 pm  
7:45 am – 6 pm (with reservations)  
Sun 8 am - 3 pm  
7:45 am – 4 pm (with reservations)
- Demand Response typically within an hour of the reservation



# VineLine

## ADA Complementary Paratransit Service

- Who do we serve?
  - ADA Certified passengers
- What is the service area?
  - $\frac{3}{4}$  mile surrounding Fixed Routes (federal requirement)
- VineLine is door-to-door and shared ride transit service
- All vehicles equipped with lifts
- Same vehicles as the General Public Dial-A-Ride



# VineLine (cont.)

- Fare: \$1.50
  - Free for Personal Care attendant
- VineLine reservations **required** previous day (minimum)
- VineLine reservations have preferential service over Dial-A-Ride reservations
- Reservations taken: any time
  - leave message after hours
- Hours of Operation: M-F 6:15 am – 9 pm
  - Sat 7:45 am – 6 pm
  - Sun 7:45 am – 4 pm
- Reservations scheduled within one hour before or after desired departure time
- ADA certified passenger requesting same day service is a Dial-A-Ride passenger



I-1

October 21, 2009

Hand-delivered  
4:00pm  
10/21/09  
12

Dear City Council,

I am writing you today regarding our transit system budget crisis. Before any final decisions are made I ask that you please consider these points...

Cutting the weekday hours of operation would force people out of their early-morning-hour jobs as well as the 8 A M to 5 PM jobs. This does not give them enough time to make it to work and no way to return home. Cutting Saturday and Sunday's hours of operation would force weekend employment with the same dilemma. People out of work means more of a drain on our cities budget by less spending in the city, lowering the tax revenue and more households asking and qualifying for the low-income utilities discount.

Completely cutting lines on Sundays would further add to its tragic state, cutting many people from attending Sunday Church Services, lowering moral and increasing despair throughout the city.

These cuts go further than just our tax generating job force; it greatly affects the children of our city as well. Our own Lodi Unified School District high schools start school at 7:20 A M and our elementary schools at 8:25 A M. This leaves our high scholars with no way to get to school and our elementary students conically late. Until our move to Lodi, for the last 19 years I worked in the court system and in law enforcement. Facts show that when teens are left to their own device, many will get into trouble rather the go straight home. Vandalism, petty thefts and other crimes will rise. This will cause a raise in expenses' by additional maintenance (repairs on damaged/graffiti on city property) and a more need for the police force which raise cost via the Police Department and City maintenance Crews. What of those students that are in sports? For example... my son is a freshman on Tokay's Water Polo team. Practice doesn't end until 5:30-5:50 PM. Given that my son will have to walk home in the dark and the bad weather places him in a host of dangers.

**By cutting the days and hours of operation, you would be greatly increasing the budget in other ways thus putting the savings at little to none.**

**CITY OF LODI  
CONTRACT AMENDMENT WITH MV PUBLIC  
TRANSPORTATION, INC.  
24 South Sacramento Street**

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**CONTRACT AMENDMENT NO. 2**

CITY OF LODI, CALIFORNIA

**THIS** CONTRACT AMENDMENT No. 2 is made by and between the CITY ~~OF~~ LODI, State of California, herein referred to as the "City," and MV TRANSPORTATION, INC., herein referred to as the "Contractor."

**RECITALS:**

WHEREAS, City and Contractor are parties to the City of Lodi Fixed Route, Paratransit, and Demand Response Agreement, herein referred to **as** the "Agreement";

WHEREAS, City has requested **a** temporary substantial reduction to the level of service to be provided under the Agreement;

WHEREAS, City and Contractor have agreed while reduced service levels remain in effect an equitable adjustment will be made to the consideration paid to Contractor under the Agreement;

NOW THEREFORE, the parties hereto have mutually covenanted and agreed, and by these presents do covenant and agree with each other, as follows:

1. RFP, Section 2.2. Current Services, is amended as follows: Effective November 1, 2009, through June 30, 2010, the service schedules will be adjusted **as** follows:

7.

2.

3.

**Note:** Above information will be provided pursuant to Council resolution.

2. Section 26. Payments to Contractor. Subsection A, Basic Consideration, *is* amended as follows: For the remainder of Year 2, effective November 1, 2009 through June 30, 2010, in consideration of the performance of the terms and conditions set forth herein, City agrees *to* pay to Contractor the following rates:

Monthly Fixed Expense: \$XX

Cost per Revenue Vehicle Hour: \$XX

Liability Insurance: \$XX

Total Cost: **\$XX**

3. All other terms and conditions of the Agreement remain unchanged.

SIGNATURE PAGE

IN WITNESS WHEREOF, the parties to these presents have hereunto set their hands the year and date written below.

**MV** Transportation, Inc.

CITY OF LODI, a municipal corporation

By: \_\_\_\_\_

By: \_\_\_\_\_  
Blair King, City Manager

\_\_\_\_\_  
Title

Date: \_\_\_\_\_

Attest:

\_\_\_\_\_  
Randi Johl  
City Clerk

(CORPORATE SEAL)

Approved as to Form:

\_\_\_\_\_  
D. Stephen Schwabauer  
City Attorney



*Please immediately confirm receipt  
of this fax by calling 333-6702*

CITY OF LODI  
P. O. BOX 3006  
LODI, CALIFORNIA 95241-1910

**ADVERTISING INSTRUCTIONS**

**SUBJECT: PUBLIC HEARING TO CONSIDER SERVICE AND ROUTE  
MODIFICATIONS DUE TO STATE BUDGET CUTS FOR LOCAL  
TRANSIT SERVICES**

**PUBLISH DATE: SATURDAY, SEPTEMBER 19, 2009**

**TEAR SHEETS WANTED: One (1) please**

**SEND AFFIDAVIT AND BILL TO:** RANDI JOHL, CITY CLERK  
City of Lodi  
P.O. Box 3006  
Lodi, CA 95241-1910

**DATED: THURSDAY, SEPTEMBER 17, 2009**

**ORDERED BY:** RANDI JOHL  
CITY CLERK

  
JENNIFER M. ROBISON, CMC  
ASSISTANT CITY CLERK

\_\_\_\_\_  
MARIA BECERRA  
ADMINISTRATIVE CLERK

**Verify Appearance of this Legal in the Newspaper – Copy to File**

LNS	Faxed to the Sentinel at 369-1084 at _____ (time) on _____ (date) _____ (pages)
	Phoned to confirm receipt of all pages at _____ (time) _____ CF _____ MB _____ JMR (initials)



## **DECLARATION OF POSTING**

### **PUBLIC HEARING TO CONSIDER SERVICE AND ROUTE MODIFICATIONS DUE TO STATE BUDGET CUTS FOR LOCAL TRANSIT SERVICES**

On Friday, September 18, 2009, in the City of Lodi, San Joaquin County, California, a Notice of Public Hearing to consider service and route modifications due to State budget cuts for local transit services (attached and marked as Exhibit A) was posted at the following locations:

Lodi Public Library  
Lodi City Clerk's Office  
Lodi City Hall Lobby  
Lodi Carnegie Forum

I declare under penalty of perjury that the foregoing is true and correct

Executed on September 18, 2009, at Lodi, California.

ORDERED BY:

**RANDI JOHL**  
**CITY CLERK**

  
JENNIFER M. ROBISON, CMC  
ASSISTANT CITY CLERK

\_\_\_\_\_  
MARIA BECERRA  
ADMINISTRATIVE CLERK



# CITY OF LODI

**Carnegie Forum**  
305 West Pine Street, Lodi

**Date: October 21, 2009**

**Time: 7:00 p.m.**

For information regarding this notice please contact:

**Randi Johl,**

**City Clerk**

**Telephone: (209) 333-6702**

**EXHIBIT A**

## NOTICE OF PUBLIC HEARING

**NOTICE IS HEREBY GIVEN** that on **Wednesday, October 21, 2009**, at the hour of 7:00 p.m., or as soon thereafter as the matter may be heard, the City Council will conduct a public hearing at the Carnegie Forum, 305 West Pine Street, Lodi, to consider the following matter:

**a) Service and route modifications due to State budget cuts for local transit services.**

Information regarding this item may be obtained in the Public Works Department, 221 West Pine Street, Lodi, (209) 333-6706. All interested persons are invited to present their views and comments on this matter. Written statements may be filed with the City Clerk, City Hall, 221 West Pine Street, 2<sup>nd</sup> Floor, Lodi, 95240, at any time prior to the hearing scheduled herein, and oral statements may be made at said hearing.

If you challenge the subject matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice or in written correspondence delivered to the City Clerk, 221 West Pine Street, at or prior to the close of the public hearing.

By Order of the Lodi City Council:

**Dated: September 16, 2009**

Approved as to form:

D. Stephen Schwabauer  
City Attorney

RESOLUTION NO. 2009-\_\_\_\_\_

A RESOLUTION OF THE LODI CITY COUNCIL  
MODIFYING THE TRANSIT BUDGET AND  
AUTHORIZING THE CITY MANAGER TO IMPLEMENT  
THE MODIFICATIONS

=====

WHEREAS, as a result of recent actions related to adoption of the California State Budget, San Joaquin County Council of Governments staff has instructed local transit operators to reduce their Fiscal Year 2009/10 Transportation Development Act (TDA) revenue estimates by 20 percent. Lodi Transit revenues are expected to be \$443,000 less than projected in the current budget; and

WHEREAS, Transit service costs overall have been operating at lower than the budgeted level for the first four months of this fiscal year, and as a result, operations costs through October are on track to come in approximately \$70,000 below budget estimates. Recommended service modifications will result in additional operation savings of approximately \$50,000, leaving a remaining projected deficit of \$323,000 that must be offset by service reductions over the next eight months; and

WHEREAS, a public hearing was set at the September 16, 2009, City Council meeting and a series of public meetings have been held to inform the public about the pending service changes; and

WHEREAS, the transit contract with MV Transportation requires that the City purchase a minimum of 40,000 revenue hours but no more than 50,000 revenue hours per year. A contract renegotiation is required to address the projected deficit; and

WHEREAS, contract renegotiation involves the resetting of fixed cost and revenue hour payments to MV Transportation that are determined by the mix of transit services, hours of operation, and days of operation; all other provisions of the existing contract remain in place; and

WHEREAS, staff evaluated several transit service scenarios that provide the most service to the most riders while providing a \$323,000 cost reduction over the next eight months. The primary objectives included: 1) maintaining as many of the routes as possible, 2) affecting the fewest number of riders as possible, 3) addressing passenger input, and 4) reducing costs; and

NOW, THEREFORE, BE IT RESOLVED that the Lodi City Council does hereby authorize the City Manager to enter into a revised agreement with MV Transportation to reduce costs by the following measures:

- 1.
- 2.
- 3.
- 4.

Dated:     October 21, 2009

=====

I hereby certify that Resolution No. 2009-\_\_\_\_\_ was passed and adopted by the City Council of the City of Lodi in a regular meeting held October 21, 2009, by the following vote:

AYES: COUNCIL MEMBERS –

NOES: COUNCIL MEMBERS –

ABSENT: COUNCIL MEMBERS –

ABSTAIN: COUNCIL MEMBERS –

RANDI JOHL  
City Clerk

2009-\_\_\_\_\_